

IN THE CIRCUIT COURT OF DALLAS COUNTY, MISSOURI
ASSOCIATE DIVISION

State of Missouri
Plaintiff,

vs.

Trevor Logan Clark
Defendant.

Case No. 19DA-CR00593

OCN No. OB000500

PA File No. 059019498

AMENDED COMPLAINT

Jonathan D. Barker, Prosecuting Attorney of the County of Dallas, State of Missouri, upon information and belief, charges that the defendant, Trevor Logan Clark:

COUNT I

in violation of Section 568.060, RSMo, committed the class A felony of abuse or neglect of a child, punishable upon conviction under Section 558.011 in that on or about October 21, 2019, in the County of Dallas, State of Missouri, the defendant recklessly caused K.W. (DOB), a child less than eighteen years of age, to suffer serious physical injury to the brain by shaking K.W. (DOB) and/or throwing K.W. (DOB), and/or striking the head of K.W. (DOB), and K.W. (DOB) died as a result of injuries sustained from this conduct. An individual convicted and sentenced for this offense shall not be eligible for parole until eighty-five percent of the sentence is served.

CHARGE CODE 568.060-001Y20133802.0

COUNT II

in violation of Section 565.050, RSMo, committed the class A felony of assault in the first degree, punishable upon conviction under Section 558.011, RSMo, in that on or about October 21, 2019, in the County of Dallas, State of Missouri, the defendant knowingly caused serious physical injury to K.W. (DOB _____), by squeezing the torso of K.W. (DOB _____).

CHARGE CODE 565.050-001Y19841399.0

COUNT III

in violation of Section 565.050, RSMo, committed the class A felony of assault in the first degree, punishable upon conviction under Section 558.011, RSMo, in that on or about October 21, 2019, in the County of Dallas, State of Missouri, the defendant knowingly caused serious physical injury to K.W. (DOB _____), by squeezing the head of K.W. (DOB _____).

CHARGE CODE 565.050-001Y19841399.0

COUNT IV

in violation of Section 568.045, RSMo, committed the class A felony of endangering the welfare of a child in the first degree, punishable upon conviction under Sections 558.002 and 558.011, RSMo, in that on or about October 21, 2019, in the County of Dallas, State of Missouri, the defendant knowingly acted in a manner that created a substantial risk to the life, body and health of K.W. (DOB _____) a child less than seventeen years of age, by failing to immediately secure medical treatment for K.W. (DOB _____), after causing injury to K.W. (DOB _____), and this offense resulted in death to K.W. (DOB _____).

CHARGE CODE 568.045-017Y20173802.0

The facts that form the basis for this information and belief are contained in the attached statement of facts made a part hereof and submitted as a basis on which this Court may find the existence of probable cause.

Wherefore, the Prosecuting Attorney prays that an arrest warrant be issued as provided by law.



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IN THE CIRCUIT COURT OF DALLAS COUNTY, MISSOURI
ASSOCIATE DIVISION

STATE OF MISSOURI,
Plaintiff,
Vs.
CLARK, TREVOR LOGAN
Defendant

Case No: _____

Probable Cause Statement

I, LT. TONY KINSER, upon my Oath, and under penalties of perjury, state as follows: I have probable cause to believe that while in the City of Buffalo, County of Dallas, and State of Missouri, CLARK, TREVOR LOGAN committed:

ABUS/NEGLT CHILD-SER EMT/PHY INJY
Statute 568060 Charge Code 004Y2012382.0

ENDANGER CHILD WELFARE - CREATE SUBSTANTIAL RISK - 1ST DEG - NO SEXUAL CONDUCT
Statute 568045 Charge Code 005Y201738

ABUSE OR NEGLECT OF A CHILD - RESULTING IN DEATH UNDER SEC. 568.060.5(2)
Statute 568060 Charge Code 001Y2013382.0

1. On Tuesday, October 22, 2019, Officer's from the Buffalo Police Department responded to 121 East Mill Street Buffalo, Mo 65622, for an unconscious three month old, KW. Kylee Smith is KW's mother and she stated Trevor Clark had care, custody and control of KW while Kylee Smith was away from the residence. Kylee Smith stated she had arrived five minutes prior to the 911 call and after being in the residence a few moments; she went to check on KW and noticed him to be gasping for air and turning blue. Kylee Smith stated she attempted to start chest compressions on KW while Trevor Clark called 911. Kylee Smith stated KW had a bruise on the left side of his face from another child, but no other injuries. KW was airlifted to Mercy Hospital, Springfield with life threatening injuries.

2. Officer Miller spoke with medical staff at Mercy Hospital and learned KW had been put in ICU. Mercy Hospital Medical Staff stated the primary medical issue was acute respiratory complications due to the head injury. Additionally, the CT scan performed on KW revealed he had suffered two fractured ribs. Medical staff clarified the fractured ribs were not a result of the CPR performed as the fractures were near KW's spine. Medical staff also indicated the head injury could not have occurred the previous day and explained the severity of the injury, if left untreated for that length of time, would have resulted in death. Medical staff also stated the injury could not be caused by an object that could be thrown by a 2 or 3 y/o child. Officer Miller took evidentiary photos of KW. Officer Miller observed a large bluish bruise on the left side of KW's face, a small scratch on KW's right forearm, and faint bruises on KW's legs.

3. On Thursday, October 22, 2019, I interviewed Trevor Clark at the Buffalo Police Department. Miranda Rights were read and understood at 2020 hours. Trevor Clark stated he graduated from high school and he is twenty years old. Trevor Clark denied using any alcohol or drugs (illegal or prescribed).

4. I asked Trevor Clark if KW had any illnesses. Trevor Clark stated KW has had a cough for the last few days. I asked Trevor Clark if he noticed any bruising or injuries to KW. Trevor Clark stated yesterday JC and EC were being rough with KW; EC hit KW in the face with a toy gun. Trevor Clark stated KW has a bruise on the left side of his face. Trevor Clark stated he didn't witness KW hit by the toy gun, but he heard KW scream. Trevor Clark described the bruise on KW's face as brownish/purple in color. Trevor Clark stated KW didn't have any other bruises.

5. Later in the interview; Trevor Clark admitted to "accidentally" dropping KW yesterday. Trevor Clark stated he was standing and holding KW and KW fell from his arms. Trevor Clark stated KW landed face down on the

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Buffalo Police Department

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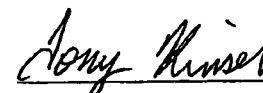
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hardwood floor. Trevor Clark stated KW cried and vomited 2- 3 times afterwards. Trevor Clark stated he rocked KW until he fell asleep. Trevor Clark stated he told Kylee Smith that JC and EC had hit KW with a toy.

6. On Wednesday, October 23, 2019, I transported Trevor Clark from the Dallas County Detention Center to the Buffalo Police Department for a follow-up interview with Frank Tennant, State Technical Assistance Team. During the interview Trevor Clark stated he picked up KW from the bassinet and KW started crying. Trevor Clark stated he tried to make KW stop crying, but KW continued to cry. Trevor Clark stated he was frustrated and he picked up KW and squeezed KW with both hands (hands around torso). Trevor Clark stated KW screamed and cried even more. Trevor Clark stated he placed KW's head inside of his arm and squeezed KW's head a couple of times (between Trevor Clark's forearm and bicep). Trevor Clark stated he "tossed" KW back into his bassinet. Trevor Clark stated KW eventually went to sleep.

7. On Saturday, November 9, 2019, life support was removed from KW by Mercy Hospital Staff (Springfield, Mo). At 0815 hours, KW was pronounced dead at Mercy Hospital.



LT. TONY KINSER
Buffalo Police Department